

RESOLUTION NO. _____**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE AMENDING SALARY RESOLUTION NO. 190-05, AS AMENDED, TO PROVIDE AN EXTENSION OF BENEFITS AND SUPPLEMENTAL SALARY FOR ARMED FORCES, NAVAL MILITIA OR NATIONAL GUARD RESERVISTS**

WHEREAS, there are currently employees of the City who are in the armed forces, naval militia or National Guard reservists who may be called to mandatory active duty to serve under the Executive Order 13223 issued on September 14, 2001; and

WHEREAS, any such employees called to such mandatory active duty and their dependents would suffer a serious economic impact as a result of loss of employment income and benefits from the City; and

WHEREAS, the City Council has taken action since 2001 to extend military leave benefits and supplemental salary to eligible employees, most recently through the adoption of Resolution No. 165-05, which extended military leave benefits and supplemental salary through June 30, 2006; and

WHEREAS, in order to minimize the impact that a call to active military duty has on the affected employees and their dependents, staff recommends continuation of these benefits for eligible employees through June 30, 2007.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT Section 3.550 of Salary Resolution No. 190-05, shall be amended as follows:

SECTION 3.550. MILITARY RESERVISTS: EXTENSION OF BENEFITS AND SUPPLEMENTAL SALARY.

(a)-(c) Text unchanged.

(d) Through and including June 30, 2007, all employees receiving the benefits and supplemental salary under this section will be eligible to remain covered under their current retirement, medical, dental, employee assistance and vision plans for up to 60 pay periods after the initial 30 days' military leave are exhausted. The City will provide eligible employees, along with the supplementary salary, the amount that the City currently contributes toward the benefits plans. If the employee is currently paying a deduction toward these plans, the employee will continue to make those payments.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT if there is any gap between the time of an individual employee's 30 days plus one year of extended benefits and the additional extended benefits authorized by this resolution, the employee shall receive the extended benefits retroactively. The maximum duration of the extended benefit is through June 30, 2007.

Adopted by the City Council at a regular meeting held on _____, 2006, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

City Clerk
(SEAL)

Mayor

APPROVED AS TO FORM AND LEGALITY:

David E. Kahn, City Attorney